

## MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION**  
**January 18, 2006**

The Board of Supervisors of Maricopa County Arizona convened in Formal Session at 9:00 a.m., January 18, 2006, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman, District 2; Fulton Brock, Vice Chairman, District 1, Andrew Kunasek, District 3, Max W. Wilson, District 4 and Mary Rose Wilcox, District 5. Also present: Lori Pacini, Deputy Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Manager; Paul Golab, Deputy County Attorney and Anne Longo, Assistant Chief Counsel. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

### **INVOCATION**

Ross Tate, County Internal Auditor, delivered the invocation.

### **PLEDGE OF ALLEGIANCE**

Deanne Poulos, Public Information Office, led the assemblage in the Pledge of Allegiance.

Actions by the Board are inclusive of the "Item Summary," "Additional Information" and "Budgetary Details" sections of the listed item.

### **SERVICE AWARDS**

Mike Rubino, Human Services, presented the following employees, who have provided 30 years of public service to Maricopa County, with service award plaques commemorating their service. (C3506007900) (ADM3341)

#### **30 Years of Service**

<b>Employee</b>	<b>Department</b>	<b>Years of Service</b>
Stanley Bednarek	Adult Probation	30 Years as of October 7, 1975
Betty J. Pahi	County Attorney	30 Years as of October 28, 1975
Mary B. Farmer	Trial Court	30 Years as of November 18, 1975
William M. Schmidt	Juvenile Probation	30 Years as of November 18, 1975
Colleen Pell	Sheriff	30 Years as of December 16, 1975
David A. Ritzler	Transportation	30 Years as of December 30, 1975

### **CHAIRMAN'S PREROGATIVE**

Chairman Stapley commented that Supervisor Wilcox was one of six recipients of the Martin Luther King, Jr., Living the Dream Award from the City of Phoenix. She was selected for her various efforts in initiating and continuing the celebration of Martin Luther King Day in the State and he congratulated her on this honor. A short video highlighting the efforts of Rev. King and giving Supervisor Wilcox's thoughts on civil rights and the importance of voting was shown. Supervisor Wilcox explained her involvement and dedication and urged everyone to get involved in promoting the ideas of diversity and equal opportunities for all.

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**FEATURED ITEMS**

***“Maricopa County providing regional leadership . . .”***

**SOFTWARE TO ASSIST BORDER PATROL INITIATIVES**

**Item Summary.** Approve a Memorandum of Understanding (MOU) with the Space and Naval Warfare Systems Center, San Diego to further the Border, Transportation, Security Network Project.

**Additional Information.** This MOU, between Maricopa County Integrated Criminal Justice Information System (ICJIS) and the Space and Naval Warfare Systems Center, San Diego (SSC San Diego), improves the capabilities of the border patrol and enables the appropriate sharing of information between federal, state, and local law enforcement agencies. ICJIS has developed the Justice Web Interface Application which consists of a browser application used for interfacing to the Arizona Criminal Justice Information System for inquiry, data entry and update. ICJIS shall transfer ownership of the software to SSC San Diego at no charge. SSC San Diego shall release ICJIS and its agents and employees from all claims and demands associated with the software. ICJIS shall provide SSC San Diego with the software within 15 days upon execution of this MOU. (C4206002M00)

Don Thomas, Director of ICJIS, presented information on the Justice Web Interface (JWI) criminal justice database that can be used to connect law enforcement facilities for short or long distances to promote compilation and sharing of various kinds of information on security, law enforcement and inmate identification. However, the system is flexible and could also be used to disseminate information needing rapid communication and response to interface with other community or state agencies on national emergencies, i.e., immigration/border, or Homeland Security.

The Space and Naval Warfare Systems Center, San Diego (SSC San Diego) wants to use this program as a communication tool between civilian and military entities to monitor and record the influx of illegal immigrants along the Mexican Border so that those patrolling that area can obtain fast and accurate vital information on suspects they apprehend. He said that the necessary towers and physical facilities are already in place along the border to enable this interaction to take place in minutes.

In response to several questions from Board members, Mr. Thomas explained that sharing this information would not jeopardize the County's security system and there would be no cost involved to the County. This system has already been "shared" with other enforcement entities and any improvements made in the field are assimilated back into the County's system to benefit all. He said that this latest move could open up the system even further and that there is no way to predict how far sharing these ideas and mechanics could affect and improve communication in the future. Supervisors' comments indicated their support as well as their hopes that this system would be noticed on the federal level and used nationally to benefit all Americans.

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (5-0) to approve a Memorandum of Understanding (MOU) with the Space and Naval Warfare Systems Center, San Diego to further the Border, Transportation, Security Network Project.

**GRANT TO DEVELOP A COMPREHENSIVE MASS EVACUATION STRATEGY/PLAN**

**Item Summary.** Approve and accept \$220,000 in Federal Homeland Security Grants to develop a comprehensive mass evacuation strategy/plan for Maricopa County.

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**Additional Information.** The Maricopa County Department of Emergency Management is responsible for the Emergency Operations Plan for Maricopa County. The plan outlines a wide variety of operational strategies that guide response to incidents and disasters within Maricopa County. Current events, including both natural disasters and terrorist threats, have generated the need for many new strategies and plans to be added to the county's existing Emergency Operations Plans. It is proposed to utilize the \$220,000 grant funds to hire a contractor to develop a comprehensive mass evacuation strategy/plan for Maricopa County. This project is estimated to finish in October 2006. This is a reimbursable grant.

**Budgetary Information.** The Maricopa County Department of Emergency Management's current indirect cost rate is 12.8% for FY 2005-06. Indirect costs are allowable and recoverable. Estimated indirect cost is \$28,160 and is recoverable. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, therefore, expenditures of these revenues are not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. The estimated financial impact for FY 2006-07 is \$80,000. (C1506006300)

Warren J. Leek, Director of Emergency Management, reported that approval of this grant would provide \$220,000 to develop a mass evacuation plan for residents of the County. He said that emergency measures might need to be implemented for a number of reasons and cited problems or possible major event at the Palo Verde Nuclear Plant west of Phoenix as well as wild-land fires that are becoming more prevalent and even possible breeches of Roosevelt or any lesser dam with resulting flooding. Any of these disasters could involve evacuation of up to a half million, or more, people. He cited the recent evacuation fiasco and the indecision and massive traffic jams in New Orleans, Houston and elsewhere following destruction from a number of hurricanes in late 2005. He explained that the current emergency evacuation plan, developed in 2004, is basically a planning "template" that needs a lot of work and updates to be effective. He asked the Board to approve this item so an expert could be hired to develop a plan for the area that covers mass egress and mass ingress. This plan would "dovetail" with plans being done by cities, towns, and the Sheriff's Office. Discussion ensued on different options to be considered.

Motion was made by Supervisor Wilson, seconded by Supervisor Kunasek, and unanimously carried (5-0) to approve and accept \$220,000 in Federal Homeland Security Grants to develop a comprehensive mass evacuation strategy/plan for Maricopa County.

#### **PUBLIC HEARING – LIQUOR LICENSE APPLICATIONS**

Chairman Stapley called for a public hearing on liquor license applications. No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox and seconded by Supervisor Kunasek, to recommend approval of the following liquor license applications:

- a. Application filed by JoAnn Mary Kramer for a Person-to-Person Transfer and a Transfer-of-Location, Series 6 Liquor License from Randy Nations/Timber Wolf Pub: (LL6163)

Business Name: Western Trails Ranch  
Location: 37823 Grand Avenue, Morristown, 85342  
Former Location: Timber Wolf Pub, 740 E. Apache, Tempe 85281

This item was continued from the December 7, 2005 Formal Board Meeting.

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- b. Application filed by Rattiyaporn Chaivasut for an Original Series 12 Liquor License: (LL6169)
- Business Name: Line Thai Restaurant  
Location: 9805 W. Bell Road, Sun City, 85351
- c. Application filed by Cory David TerEick for a Person-to-Person Transfer of a Series 6 Liquor License: (LL6170)
- Business Name: Coyote Flats  
Location: 49621 California Hwy 60, Aguila, 85320  
Former Owner: Virginia Chapman Detoni, Agent
- d. Application filed by Jun Weng for an Original Series 12 Liquor License (LL6171):
- Business Name: Dim Sum Kitchen  
Location: 3668 W. Anthem Way, Suite A128, Anthem, 85086
- e. Application filed by Mark David Starr for an Agent Change, Series 6 Liquor License: (LL6174)
- Business Name: Roadrunner Restaurant and Saloon  
Location: 47801 N. Black Canyon Highway, New River, 85087  
Previous Agent: Robert Duane Dominguez

Motion carried by majority vote (4-1) with Supervisors Stapley, Kunasek, Wilson and Wilcox voting "aye" and Supervisor Brock voting "nay."

**FUNDS FOR PROFESSIONAL AUDIT TRAINING**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the transfer expenditure authority for professional audit training in the amount of \$3,100 for FY 2005-06.

**Additional Information.** Most of the Internal Audit staff possesses advanced degrees and several professional certifications. These dollars will be used for continuing education requirements. In the first six months of FY 2005-06, Internal Audit lost four of its fourteen auditors, primarily to positions with much higher salaries. A market study has been completed and auditor salaries are in the process of being adjusted. The annual department satisfaction survey regularly lists salaries and training dollars as reasons for dissatisfaction. This action, along with the market adjustments, should increase staff satisfaction and improve employee retention.

**Budgetary Impact.** Pursuant to A.R.S. 42-17106(b), approve the transfer of expenditure authority between General Government (Department 470, Fund 100) and Internal Audit (230) General Fund (100). This action will require an expenditure appropriation adjustment decreasing General Government (470) General Fund (100) General Contingency (4711) "General Contingency" by \$3,100 and increasing Internal Audit (230) General Fund (100) by \$3,100. These adjustments will result in a countywide net impact of zero. The FY 2006-07 budget target for Internal Audit will be increased by \$6,200 for the annual impact of this action. (C2306001M00) (ADM2600-003)

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**SETTLEMENT AGREEMENT WITH CITY OF TEMPE**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the settlement agreement in Maricopa County v. City of Tempe, CV2004-004923, in the amount of \$186,972.30. This item was discussed in Executive Session on January 4, 2006.

**Additional Information.** This is a settlement of the lawsuit against the City of Tempe for payment of medical services rendered to Tempe city prisoners housed in the Maricopa County jails. (C1906025M00) (ADM409)

**ELECTIONS SUPPORT FOR CITIES, TOWNS AND SPECIAL ELECTION JURISDICTIONS**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an open agenda item for intergovernmental agreements (IGAs) between the Elections Department and cities, towns and special election jurisdictions for elections support due to revisions to the IGA form.

**Additional Information.** These IGAs are for election services with any newly created educational or special districts. The IGAs have changed since the original Board of Supervisors' approval in 1997 (C2297012), and consequently, the Elections Department is requesting approval of the revised IGA forms. This agenda item will not affect the many schools, cities, towns and special districts with intergovernmental agreements under the 1997 agenda. (C2106007200)

**EQUIPMENT FOR RAPID RESPONSE TEAM**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve a one-time addition to the fleet of a "Rapid Response" utility trailer for the Rapid Response Team.

**Additional Information.** This 5 x 8 enclosed trailer, valued at \$2,100, will be assigned to the Sheriff's Office Lake Patrol Division. Approval of this item would provide the Sheriff's Office with a utility trailer for use in supporting command post locations in the event of Rapid Response Team activations. This trailer will be used to store necessary gear for proper response to calls for service, thus getting necessary equipment to various scenes in a timely manner. This trailer is acquired in conjunction with the 2004 Urban Area Security Initiative via an intergovernmental agreement with the City of Phoenix, approved by the Board in March 2005, which allows for the purchase of equipment.

**Budgetary Information.** This utility trailer was purchased with grant funds. This is a temporary addition to the fleet and will be removed at the end of its useful life with no funding from the General Fund for replacement. There are no continuing operating costs associated with this addition to fleet. (C5005536303) (ADM3104)

**PRE-BOOKING INFORMATION SYSTEM CONNECTIVITY WITH CITY OF PHOENIX**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an intergovernmental agreement (IGA) which will result in connectivity between Maricopa County and the City of Phoenix for purposes of the City of Phoenix Police Department (PPD) access to the Maricopa County Sheriff's Office (MCSO) Pre-Booking Information System.

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**Additional Information.** This IGA, between the City of Phoenix Police Department and Maricopa County, establishes and defines the partnership between the MCSO and PPD. The Sheriff's Office Information Technology Bureau and the Office of the Chief Information Office have been working jointly to facilitate this agreement and connectivity. This is a non-financial agreement that will continue until either of the participating agencies provides written notice of their intent to withdraw to the other agency. (C5006020200)

**EQUIPMENT DONATION FOR COUNTY JAIL SPECIAL RESPONSE TEAM**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve a one-time addition to the fleet of a 1984 Revcon Model 300 Recreational Vehicle, donated by the United States Air Force, to be used as a special response team vehicle/mobile command post for county jail incidents.

**Additional Information.** Approval of this one-time addition to fleet will improve the Sheriff's Office ability to effectively respond to and manage serious emergency situations at the jails. The vehicle, VIN #1R9RSNS48EF005009, is in running condition, and the interior is in good repair. It was obtained through the Sheriff's Department of Defense procurement program. It has 15,628 miles and an estimated value of \$7,500.

**Budgetary Details.** Approximately \$5,500 in Jail Enhancement Program Funds will be used to restore the vehicle to good operating condition. The Detention Fund (Org 5130) for the Special Response Team will be the source of funding for the projected continuing operation costs of this vehicle, estimated to be \$1,387 for FY 2005-06, and \$3,500 annually for continuing maintenance and fuel. This is a one-time addition to fleet that will be retired at the end of its useful life with no funding from the Detention Fund for its replacement. (C5006038M00) (ADM3401)

**ANNUAL RENEWAL OF VEHICLE REGISTRATION AND EXEMPTION FROM MARKINGS**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve annual renewal of vehicle registration and exemption from markings, including non-government license plates, for a fleet of not-to-exceed 50 RICO vehicles, used for deep undercover investigations.

**Additional Information.** The Sheriff's Office maintains a fleet of RICO vehicles, all of which have been previously approved by the Board of Supervisors for exemption from markings and issue of governmental plates pursuant to A.R.S. §38-538.03. These vehicles are used for conducting investigations into major felonies, narcotics operations, and organized crime activity throughout Maricopa County. The confidentiality of the make, model and other descriptive identification of these vehicles is critical to the success of the investigative efforts and protecting the lives and identities of the detectives in the field. (C5006039M00) (ADM3101V)

**DONATION**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve the acceptance of one donation to the Sheriff's Office in the amount of \$500 from Marlene Casasea for use by the MCSO Animal Safe Hospice Unit. (C5006040M00) (ADM3900)

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**GRANT FUNDS TO PROTECT INFRASTRUCTURE**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve acceptance of \$288,000 in FY 2005-06 grant funds to protect the infrastructure by target hardening the Maricopa County Sheriff's Office (MCSO) downtown governmental office and equipping threat assessments teams.

**Additional Information.** Approval of this item will enable the Sheriff's Office to protect its infrastructure by target hardening of the MCSO downtown governmental office and equipping threat assessment teams. This funding is from the City of Phoenix Department of Emergency Management, and originates from the United States Department of Homeland Security Fiscal Year 2005 Urban Area Security Initiative Grant No. 2005-GE-T5-0030. The term of this agreement is the date which it is signed by both parties through March 31, 2007.

**Budgetary Information.** These grant funds are anticipated to be spent in FY 2005-06 from the Sheriff's Office Grant Fund (251). The Sheriff's Office FY 2005-06 indirect cost rate is 17.2%. Unrecoverable indirect costs associated with this grant are estimated to be \$49,536. (C5006517300)

**PERSONNEL AGENDAS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas after first removing all 29 attachment pages of the Maricopa County Personnel Agenda regarding senior management one-time contribution packages for Deferred Compensation. A list of these deletions is on file in the Clerk of the Board's Office. Exhibits A and B will be found at the end of this set of the Minutes.

**RENEW PEAK PERFORMERS PROGRAM**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to renew the Peak Performers Program (also known as the Spot Award Program) as a continuing employee recognition program for FY 2005-06.

**Additional Information.** This agenda item will approve the purchase of American Express gift cards (02059-RFP) in denominations of 25 points for a maximum award of 50 points per employee per event. These gifts cards have no cash value.

**Budgetary Details.** This program is funded by both General Fund and Non-General Fund Departments, with a total program cost of \$612,505, including \$289,038 General Fund (\$277,028 in General Fund Department allocations plus \$12,010 in administrative fees) and \$323,467, Non-General Fund. The General Fund portion of the \$289,038 is budgeted in Dept (470) Fund (100) Org (4712) - Other General Fund Programs line item "Human Resources Peak Performers." The Non-General Fund portion of \$323,467 must be absorbed in the budgets by departments choosing to participate in the Peak Performers Program. This action will not increase the participating departments' appropriations. The program year will cover the period from January 1, 2006 through December 31, 2006. (C3106011800) (ADM3336)

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**FUNDING FOR TEEN MAZE PROJECT**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an IGA amendment, in the amount of \$6,000, to provide funding for at least one Teen Maze Project in Maricopa County.

**Additional Information.** The term of Amendment No. 1 to Intergovernmental Agreement No. HG561133 with the Arizona Department of Health Services is November 25, 2005 through July 31, 2009. The goal of this program is to increase the knowledge of youth as to the risks and consequences of certain behaviors so that they will make healthy choices and decisions that will enable them to achieve their aspirations for the future. Funding for this Teen Maze Project must be provided by June 30, 2006.

**Budgetary Details.** Maricopa County Department of Public Health's indirect cost rate is 16.67%. Indirect costs on this funding are fully recoverable and estimated to be \$858. (C8605550201)

**INCREASED FUNDING FOR BENEFITS/LEGAL ASSISTANCE SERVICES**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an amendment that increases the contract dollar amount by \$5,000, to a contract amount of \$50,000, for the provision of benefits/legal assistance services to eligible HIV/AIDS clients.

**Additional Information.** The amendment to Contract C86058141 with Community Legal Services, Inc., is for the contract period of March 1, 2005 through February 28, 2006. Community Legal Services, Inc. was a successful respondent to a Request for Proposals (MC1-329) issued by the Department of Public Health on August 9, 2001. The original contract was approved by the Board of Supervisors on February 20, 2002, (C86026161). The contract was subsequently renewed by the Board on March 5, 2003, (C86037141) and on March 3, 2004 (C86038141). (C8605814102)

**STUDENT LEARNING EXPERIENCE**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve a non-financial affiliation agreement with the Kansas City University of Medicine and Biosciences to allow their interns, residents, and/or students to participate in learning experiences at the Maricopa County Department of Public Health.

**Additional Information.** This agreement is effective upon Board of Supervisors' approval and is in effect for one year with automatic renewals annually. The Maricopa County Department of Public Health will review this agreement every five years to verify applicability and adherence to program guidelines. This agreement includes a 90-day termination clause. (C8606046000)

**HIV COUNSELING AND RAPID ANTIBODY TESTING SERVICES**

**Item.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an intergovernmental agreement (IGA) for the provision of HIV counseling and rapid antibody testing services in the amount of \$34,000.

**Additional Information.** This IGA is between the Maricopa County Special Health Care District d.b.a. Maricopa Integrated Health System (C90060642) and the Maricopa County Department of Public Health (C86060482) and is a component of the program Early Intervention Services to be provided under the



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Ryan White Title III Grant. Total funding for the agreement period beginning January 1, 2006 and ending December 31, 2006, is \$34,000.

**Budgetary Detail.** The Maricopa County Department of Public Health's indirect cost rate is 16.67%. Grantor does not allow indirect costs under this grant. Unrecoverable indirect costs are estimated at \$4,858. This agreement will not increase the county general fund budget. (C8606048200)

**CLASSROOM SPACE FOR WOMEN, INFANT, CHILD PROGRAM**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve and execute a lease amendment for the continued use of classroom space for the Women, Infant, Child (WIC) program. This amendment will extend the term of the existing lease from March 1, 2006 to February 28, 2011. The annual rental rate is \$13.83 per square foot or an annual rate of \$26,553.60, plus rental tax.

**Additional Information.** This is Amendment No. 2 to Lease No. L7225 with Santos C. Nieto, Sr., lessor, for 1,920 square feet of classroom space located at 9206 S. Avenida Del Yaqui, Guadalupe, Arizona. Maricopa County is responsible for its share of costs for janitorial services and utilities, estimated at \$480.00 per month. The lease contains a 90-day termination provision. (C8696072402)

**FUND TRANSFERS**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, work authorizations, journal entries, allocations, loans, and paid claims. Said claims having been recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and incorporated herein by this reference.

**ADDITIONAL PROPERTY IN EXCHANGE WITH CITY OF PHOENIX**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the addition of a property to the exchange from Maricopa County to the City of Phoenix, which is a portion of the Old Court House property located along Washington and First Avenue, consisting of approximately 3,619 square feet of real property.

**Additional Information.** This action amends C1806028000, approved on December 7, 2005, which includes the approval and execution of an agreement with the City of Phoenix for the exchange of real property wherein the county will convey approximately 60,850 square feet of property located east of the Human Services Campus to the city and the city will convey approximately 56,240 square feet of property located at 9th Avenue and Jefferson to the county. This amendment adds the exchange from Maricopa County to the City of Phoenix, a portion of the Old Court House property located along Washington and First Avenue, consisting of approximately 3,619 square feet of real property. All other terms and conditions outlined in Agenda No. C1806028000 remain in full effect. This additional property, including a complete legal description, will be included in the original agreement, and will not be listed separately in an addendum or amendment. (C1806028001) (ADM811)

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**HUMAN SERVICES CAMPUS LEASE-PURCHASE**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve a lease-purchase agreement for the county-owned Human Services Campus consisting of approximately 150,000 square feet of facility space on approximately ten acres of land.

**Additional Information.** This agreement is between Maricopa County, lessor, and Human Services Campus L.L.C., lessee, for the homeless campus located at 210 S. 12th Avenue, 220 S. 12th Avenue, 230 S. 12th Avenue, 1125 W. Jackson Street, and 1075 W. Jackson Street. The term commences on June 1, 2005, and expires on May 31, 2029. The lessee will be responsible for all utilities, maintenance, upkeep and all other costs associated with operation of the facility. The amortization and rent schedule for the agreement provides options for lessee and/or its service providers to purchase the facility in part or in whole by pre-paying pro-rated portions of the remaining principal balance in the original lease purchase agreement between Maricopa County and the Maricopa County Public Finance Corporation (C18040438, F23148). After June 1, 2012, lessee may exercise its purchase option by prepaying all rents due through May 31, 2029. This action will enable Maricopa County to exercise its purchase option with the Maricopa County Public Finance Corporation. (C1806030400)

Blue Crowley, citizen, commented that Maricopa County and the private sector have been the main contributors to this effort to date and urged the cities and towns, who are also beneficiaries of these services, to contribute their fair share. He said, "Homelessness is not going to go away."

**SOLICITATION SERIALS**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

**Awarded**

- 05137-C      Office Furniture – Wood** (\$450,000 estimate/three years with three one-year renewal options). Price agreement to provide specific brands of wooden office furnishings to match existing furnishing within Maricopa County.
- o      E.J. Office Furniture, Inc.
  - o      Goodman's Interior Structures
- 05144-RFP      Title III Professional Development Workshops – MCSOS** (\$600,000 estimate/three years with three one-year renewal options). Contract to provide professional development workshops for the Maricopa County Superintendent of Schools Office. This contract provides workshops to assist educators to further their professional development.
- o      Cristal McGill
  - o      Educational Training Specialists
  - o      Rohac Educational Solutions

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**Renewals/Extensions**

**The renewal/extension of the following contract** (these are recommended with the concurrence of the using agency and the vendor, upon satisfactory contract performance and, when appropriate, after a market survey is performed):

**Until March 31, 2009**

**02131-S      Flooring Repair Services** (\$1,275,000 estimate/three years). Price agreement renewal for flooring repair services for county facilities.  
o      ACB/Grout America

**EQUIPMENT FOR PHASE ONE BIO-WATCH SAMPLING**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve a one-time addition to the Air Quality fleet for an equipment trailer, in the amount of \$2,425, to store and haul equipment for Phase One Bio-Watch sampling.

**Additional Information.** The trailer is a 6' by 10' trailer with a 2000 pound GVWR. It has double rear doors, aluminum exterior and a seamless aluminum roof.

**Budgetary Detail.** Operational costs are expected to be marginal and will be funded by existing expenditure authority from the Air Quality Bio-Watch Grant (Department 850, Fund 503). Reimbursement funding from the BW-97972101-01 Environmental Protection Agency Cooperative Agreement will be used to purchase the requested equipment. (C8506012300) (ADM3104)

**LEGAL ACTION REGARDING TRAVEL REDUCTION PROGRAM VIOLATIONS**

**Item Summary.** Approve legal action against Glendale Care Center, L.P. and Archstone Care Center to resolve Travel Reduction Program violations.

**Additional Information.** Pursuant to A.R.S. §49-593(A), the County Attorney's Office seeks authorization to take appropriate legal action against Glendale Care Center, L.P. and Archstone Care Center for failing to supply information requested by the Travel Reduction Task Force, A.R.S. §49-593 B(1). This item was discussed in Executive Session on December 19, 2005. (C8506014000) (ADM2359)

Blue Crowley, citizen, said that the State Legislature and the Attorney General's Office are two of the major government employers that have not complied with the federally mandated issues that are addressed by the trip reduction program. He felt the Trip Reduction Program needs more "teeth to make it happen the way it's supposed to" and added that he would like to see some verification that public input on transportation issues that includes additional buses and bus routes is being addressed.

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve legal action taken to resolve violations of the Trip Reduction Program by these two companies.

**BUDGET ADJUSTMENT FOR WEST COURT BUILDING**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to authorize adjustments to the FY 2005-06 Major Maintenance Budget.

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**Additional Information.** The requested action will provide \$70,000 in additional funds to supplement the existing \$200,000 budget for the West Court Building Infrastructure Improvements.

**Budgetary Details.** Approve the following adjustments in Year 1, Appropriated Fund Balance, Department (480) General Fund (100) Org (4832):

- Decrease Supervisor's Auditorium, Function Class BIIP by \$70,000 in Year 1, and
- Increase West Court Building Infrastructure Improvements, Function Class WCII by \$70,000 in Year 1.

These adjustments have a net zero impact on the overall county budget. (C7006021800) (ADM800-003)

**FUNDING FOR FULL TIME EMPLOYEES AND PURCHASE OF VEHICLES AND EQUIPMENT**

**Item Summary.** Pursuant to A.R.S. §42-17106(b), motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve the transfer of expenditure authority in the amount of \$766,994 for seven inspectors, three plan reviewers, additional contract space for on-call plan review services and one-time expenses associated with the purchase of seven additional vehicles, radios, and hand-held equipment.

**Additional Information.** In order to improve its timeliness of performing plan reviews, inspections and issuing associated permits/certificates, the Planning & Development Department has submitted a Results Initiative Request (RIR) for a mid-year budget increase to be funded by its current fees and fund balance. The RIR requests three additional full-time employees for its Plan Review Services Division and seven additional full-time employees for its Inspection Services Division, an additional \$300,000 for on-call plan review consultant services to be budgeted at the same level in FY 2006-07, and one-time capital and non-capital equipment. The expenditures include \$505,034 for on-going expenses. Included in these expenses are seven new inspectors, three new plan reviewers, and additional contract space for on-call plan review services. Also included are \$261,960 for one-time expenses associated with the purchase of seven additional vehicles (half ton, full-size standard cab 2-wheel drive pick-up trucks), radios, and hand-held equipment. Also approve adding these seven vehicles to the fleet for the Inspections Services Division.

**Budgetary Details.** Transfer expenditure authority between General Government (470) General Government Grant Fund (249) General Government Grants (4711) and Planning & Development Department (440) Planning & Development Fees Fund (226). This action will require an expenditure appropriation adjustment decreasing the FY 2005-06 General Government (470) General Government Grant Fund (249) General Government Grants (4711) by \$766,994 and increasing the FY 2005-06 Planning & Development Department (440) Planning & Development Fees Fund (226) by \$766,994. The combined expenditure adjustment to the Planning & Development Fees Fund (226) of \$766,994 includes \$505,034 in on-going and \$261,960 in one-time expenditures. The annualized cost of the RIR for FY 2006-07 is \$918,588. This adjustment, combined with the current FY 2005-06 base budget, will be covered by the projected revenue generated from already established fees during FY 2005-06. (C4406014000) (ADM3104) (ADM3400-003)

**EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve easements, right-of-way documents, and relocation assistance for

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highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (ADM2007)

- A261.004 (HH)      Project No.: TT011 - 191st Avenue (Van Buren to Indian School Road) - Easement and Agreement for Highway Purposes - Parcel No.: 502-65-006H, (part of 006E) - Litchfield Elementary School District No. 79 and Litchfield School District No. 79 of Maricopa County - for the sum of \$178,868.00.
- A261.004 (HH)      Project No.: TT011 - 191st Avenue (Van Buren to Indian School Road) - Purchase Agreement and Escrow Instructions - Parcel No.: 502-65-006H, (part of 006E) - Litchfield Elementary School District No. 79 and Litchfield School District No. 79 of Maricopa County.
- A282.004 &  
A282.004A (CS)      Project No: 69010 - PM10 / Tuthill Road (Queen Creek - Pecos) - Agreement for Removal and Compensation of Property from Within Roadway Easement Area - Ricky R. Carpenter, Connie L. Carpenter, Bradley D. Jones, Jeffrey T. Jones, and Troy D. Jones, Trustee - for the sum of \$40,797.00.
- A339.009 (JPM)      Project No.: TE188 - RH Johnson Blvd. @ Stardust Blvd. - Warranty Deed - Parcel No.: 232-17-954 - Donald D. Maurek and Donna C. Maurek - for the sum of \$580.00.
- A339.043 (JPM)      Project No: TE172 - Meeker Blvd. @ Camino del Sol - Agreement for Right of Entry - Parcel No.: 232-12-053B - SNH ALT Leased Properties Trust, a Maryland real estate investment trust - for the sum of \$500.00.
- DD-9505 (CS)      Project No: TL008 - Right of Way Dedication - Easement and Agreement for Highway Purposes - Parcel No.: 501-62-002W - Camelback Place at Dysart, LLLP and Camsart Holdings, LLLP - for the sum of \$10.00.
- X-0251 -  
Esmt  
Relinquishment (LS)      Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Aaron Johnson and Stacy Johnson - for the sum of \$500.00.
- X-0251 -  
Esmt  
Relinquishment (LS)      Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Daniel W. Koester and Patricia A. Koester - for the sum of \$500.00.
- X-0251 - Esmt  
Relinquishment (LS)      Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - James J. Fantin - for the sum of \$500.00.
- X-0251 -  
Esmt  
Relinquishment (LS)      Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Justin D. Haggard and Charity Haggard - for the sum of \$500.00.
- X-0251 -  
Esmt  
Relinquishment (LS)      Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Mark Gawlitta and Sue Gawlitta - for the sum of \$500.00.
- X-0251 -      Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel

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Esmt Relinquishment (LS)	No.: 201-17-008T, 8U, 8V - Mukesh Kanji and Theresa J. Kanji - for the sum of \$500.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Richard R. Roark - for the sum of \$500.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Robert Nickel and Tana Nickel - for the sum of \$500.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Robert Spexarth - for the sum of \$500.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Susan A. Kerekes and Ken Becker - for the sum of \$500.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Vince Clemens and Stacie Clemens - for the sum of \$500.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - B.J. Washburn - for the sum of \$1.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Bank of America, a National Banking Association - for the sum of \$1.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Charles A. McCain, Trustee - for the sum of \$1.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Countrywide Homes Loans, Inc., a New York corporation, on its own behalf and on behalf of Mortgage Electronic Registration Systems, Inc. in It's Capacity as Nominee- for the sum of \$1.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - First Horizon Home Loans, a Kansas corporation - for the sum of \$1.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - M&I Marshall & Ilsley Bank, a Wisconsin Corporation - for the sum of \$1.00.
X-0251 - Esmt Relinquishment (LS)	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel No.: 201-17-008T, 8U, 8V - Merrill Lynch Credit Corporation, a Delaware Corporation - for the sum of \$1.00.
X-0251 -	Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel

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Esmt                      No.: 201-17-008T, 8U, 8V - Robert Roppolo and Sharon Roppolo - for the sum of  
Relinquishment (LS)    \$1.00.

X-0251 -                Project No: 68840 - TT058 - Estrella Roadway Phase II - Quit-claim Deed - Parcel  
Esmt                      No.: 201-17-008T, 8U, 8V - Wells Fargo Bank, N.A., a National Banking  
Relinquishment (LS)    Association - for the sum of \$10.00.

X-0251 -                Project No: 68840 - TT058 - Estrella Roadway Phase II - Deed of Release and  
Esmt                      Reconveyance (Beneficiary) - Parcel No.: 201-17-008T, 8U, 8V - Wachovia SBA  
Relinquishment (LS)    Lending, Inc.

X-0251 - Esmt            Project No: 68840 - TT058 - Estrella Roadway Phase II - Deed of Release - Parcel  
Relinquishment (LS)    No.: 201-17-008T, 8U, 8V - Union Federal Bank of Indianapolis -

**PROJECT DESIGN SERVICES FOR INDIAN SCHOOL ROAD**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to approve the award of a contract, for a total sum amount of \$426,526, for project design services on the Indian School Road: Litchfield Road to Dysart Road, Project No. T186.

**Additional Information.** The Consultant Services Contract No. 2005-075 with Parsons, Brinckerhoff, Quade and Douglas, Inc., includes a lump sum of \$349,526 for essential tasks and \$77,000 for optional task allowances for post design and noise wall design services. The contract performance period is 660 calendar days, inclusive of all agency review time. (C6406131500)

**QUIT CLAIM DEEDS FOR ROAD CONSTRUCTION**

**Item Summary.** Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (5-0) to execute two quit claim deeds to convey the county's interests in McDowell Road to the Salt River Pima-Maricopa Indian Community (SRPMIC). Authorize the compensation to SRPMIC in the amount of \$180,000 to terminate that interest in the roadway.

**Additional Information.** The Maricopa County Board of Supervisors entered into an intergovernmental agreement with the SRPMIC (C64031352) on December 18, 2002, for the construction of Gilbert Road from McDowell Road north to State Route 87. As part of that agreement, Maricopa County agreed to convey the extent of its interests, (easements including roadway improvements) to SRPMIC upon completion of the construction project. Construction is scheduled for completion February 2006. The interests are located in Sections 1 and 2 of T1N, R5E G&SRB&M, Maricopa County, Arizona lying south of the section line and north of the Red Mountain Freeway and from 330 feet west of Gilbert Road west to Mesa Drive (C64031352). (Supervisory District 2) (C6406132B00)

**TRAFFIC CONTROL CHANGES**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following traffic control changes:

- a.     **McDowell Road and Hawes Road** – Approve a four-way stop (from a two-way north/south stop) on unincorporated right-of-way. This partially rescinds the Through Street Resolution on McDowell Road dated May 12, 1970. (Supervisory District 2) (C6406134500) (F23193)

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- b. **Elliott Road and Ellsworth Road** – Approve a No Stopping, Standing, Parking Anytime Zone at the following locations:
  - o Elliot Road from 300 feet east of Ellsworth Road to Ellsworth Road (south side only), and
  - o Ellsworth Road from 300 feet South of Elliot Road to Elliot Road (east side only) on unincorporated right-of-way. (Supervisory District 1) (C6406137000) (F23193)
- c. **Jackrabbit Trail from Maricopa County Route 85 to Medlock Drive** – Approve a 45 MPH Speed Limit Zone (from a 55 MPH/50 MPH speed limit zone). This rescinds the 50 MPH speed limit zone dated July 6, 1971, and November 22, 1971, and the 55 MPH speed limit zone dated July 6, 1971. (Supervisory District 4) (C6406144000) (F23193)

**NEW TRAFFIC CONTROLS**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following new traffic controls:

- a. **12th Street from 100 feet north of Circle Mountain Road to 100 feet north of Johnson Road** – Approve all traffic to stop before entering or crossing a through street within the prescribed limits on unincorporated right-of-way. (Supervisory District 1) (C6406135000) (F23193)
- b. **Jensen Street from 100 feet east of Crismon Road to 100 feet west of Signal Butte Road** – Approve all traffic to stop before entering or crossing a through street within the prescribed limits on unincorporated right-of-way. (Supervisory District 1) (C6406136000) (F23193)
- c. **Ocotillo Road from Greenfield Road to Val Vista Drive** – Approve a 45 MPH Speed Limit Zone. (Supervisory District 1) (C6406138000) (F23193)
- d. **92nd Place at Range Rider Trail** – Approve a One-Way Stop for eastbound traffic. (Supervisory District 1) (C6406139000) (F23193)
- e. **Liberty Bell Way, Hastings Way, Anthem Way and Kuralt Drive** – Approve a No Stopping, Standing, Parking Anytime Zone at the following locations:
  - o Liberty Bell Way from 550 feet south of Hastings Way to Anthem Way (both sides), and
  - o Hastings Way from 150 feet west of Kuralt Drive to Liberty Bell Way (both sides). (Supervisory District 3) (C6406140000) (F23193)
- f. **Liberty Bell Way, Hastings Way** – Approve a 30 MPH Speed Limit Zone at the following locations:
  - o Liberty Bell Way from Meridian Drive to Anthem Way, and
  - o Hastings Way from Daisy Mountain Drive to Liberty Bell Way. (Supervisory District 3) (C6406141000) (F23193)
- g. **28th Street from Cloud Road to Maddock Road** – Approve a 35 MPH Speed Limit Zone (Supervisory District 3) (C6406142000) (F23193)



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- h. **Missouri Avenue and 135<sup>th</sup> Avenue** - No Stopping, Standing, Parking Anytime Zone on Missouri Avenue from 1100 feet east of 135th Avenue to 135th Avenue (both sides). (Supervisory District 4) (C6406143000) (F23193)

#### **CONTRACTS FOR INTELLIGENT TRANSPORTATION SYSTEM SERVICES**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve an on-call contract for pending and new projects requiring intelligent transportation system services.

**Additional Information.** The on-call contracts are effective for a period of two years with an option to renew for three additional one-year periods following Board of Supervisors' approval or until the expenditure of \$500,000, whichever occurs first.

- a. Contract No. 2005-086 with Transcore ITS, LLC (C6406145500)
- b. Contract No. 2005-083 with ITS Engineering (C6406151500)

#### **BIDS AND AWARD FOR SR 303 AT WADDELL ROAD**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the solicitation of bids for SR 303 at Waddell Road and approve the award to the lowest responsive bidder, provided that the lowest responsive bid does not exceed the engineer's estimate by 10%.

**Additional Information.** Currently the intersection of SR 303 and Waddell Road is un-signalized and controlled with a two-way stop. The purpose of this project is to install the left turn lanes on all four approaches of the intersection and a traffic signal.

**Budgetary Details.** Approve an expenditure decrease of \$510,000 to Year 1 for project T002 Project Reserve Year 1, Transportation Department (640) Capital Improvement Projects Fund (234). Approve an expenditure increase of \$510,000 to Project No. T218 – SR 303 at Waddell Road Intersection Improvement Year 1, Transportation Department (640) Capital Improvement Projects Fund (234). The countywide impact will be zero. (C6406146500)

#### **DESIGN AND CONSTRUCTION AGREEMENTS**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following re-imbursement and acceptance of SRP's Design and Construction Agreements for costs incurred in the relocation of their facilities that are in conflict with Maricopa County Department of Transportation:

- a. Project T068 (68927), Ellsworth Road from Germann Road to Ray Road – Phase 1. The cost may not exceed the current estimate of \$18,491, by more than 10%. (C6406147100)
- b. Project T081 (68957), Gilbert Road: McDowell to SR-87 w/LWC. The cost may not exceed the current estimate of \$24,514, by more than 10%. (C6406148100)

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**BIDS AND AWARD FOR R.H. JOHNSON BLVD AT STARDUST BLVD PROJECT**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the solicitation of bids for R.H. Johnson Boulevard at Stardust Boulevard and approve the award to the lowest responsive bidder, provided that the lowest responsive bid does not exceed the engineer's estimate by 10%.

**Additional Information.** Currently the intersection at R. H. Johnson Boulevard and Stardust Boulevard is un-signalized and controlled with a four-way stop. The purpose of this project is to install the traffic signal at the intersection and place conduit along a two mile stretch of R. H. Johnson Boulevard to interconnect the traffic signal.

**Budgetary Details.** Approves an expenditure decrease of \$550,000 to Year 1 for Project T002, Project Reserve Year 1, Transportation Department (640) Capital Improvement Projects Fund (234). Also, approve an expenditure increase of \$550,000 to Year 1 for Project T217 - R. H. Johnson Blvd at Stardust Blvd Intersection Improvement Project, Transportation Department (640) Capital Improvement Projects Fund (234). The countywide impact will be zero. (C6406150500)

**BIDS AND AWARD FOR CONCRETE VALLEY GUTTER PROJECT**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the solicitation of bids for the Concrete Valley Gutter Project, FY 2005-06, Work Order Number 30050027 and award the contract to the lowest responsive bidder, providing the lowest responsive bidder does not exceed the engineer's estimate by more than 10%.

**Additional Information.** This project consists of constructing concrete valley gutters at intersections. The project consists of approximately 2.5 miles of various subdivision roads in Sun City. This maintenance work is to seal the intersections from deteriorating under flowing water, extending their useful performance life. This will maintain or improve the overall pavement condition. (C6406152500)

**BIDS AND AWARD FOR RUBBERIZED BITUMINOUS SURFACE TREATMENT**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the solicitation of bids for the Rubberized Bituminous Surface Treatment, FY 2005-06, Work Order Number 30050026 and award the contract to the lowest responsive bidder, providing the lowest responsive bidder does not exceed the engineer's estimate by more than 10%. (C6406153500)

**BIDS AND AWARD FOR CRACK SEAL PROJECT**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the solicitation of bids for the Crack Seal Project, FY 2005-06, Work Order Number 30050028 and award the contract to the lowest responsive bidder, providing the lowest responsive bidder does not exceed the engineer's estimate by more than 10%. (C6406154500)

**AMENDMENT TO FIVE-YEAR CAPITAL IMPROVEMENT PLAN**

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to authorize an amendment to the five-year Capital Improvement Plan (CIP) to

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replace the HVAC system throughout the Maricopa County Department of Transportation Operation building and remodel/convert the field crew rooms to offices. (ADM2000-003)

**Budgetary Detail.** Approve the addition of Project T021, MCDOT Facilities Improvements with a budget of \$1,310,000 to the Department of Transportation's FY 2005-06 TIP (CIP) budget (Year 1), Department (640) Fund (234). Also, approve an amendment to the current FY 2006-10 five-year CIP for Fund (234) – Transportation Capital Projects Fund adopted by the Board on June 20, 2005, by decreasing the FY 2005-06 (Year 1) capital budget for the following projects:

- o Project T180, Cotton Lane Bridge at Gila River capital budget by \$800,000, and
- o Non-Project Funds capital budget by \$510,000.

These decreases will offset the increase requested above for a countywide impact of zero. (C6406155500)

**AMENDMENT TO FIVE-YEAR CIP FOR FENCING ON MARICOPA ROAD**

(The Clerk announced a title change from AMENDMENT TO FIVE-YEAR CIP FOR COTTON LANE BRIDGE AT GILA RIVER PROJECT)

**Item Summary.** Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to authorize an amendment to the five-year Capital Improvement Plan (CIP) to install 16 miles of fence, six cattle guards and three gates at the north right-of-way line on Maricopa Road from the Gila Bend town limits to ADOT SR238 jurisdiction. (ADM2000-003)

**Additional Information.** This action is per the Bureau of Land Management's 'Amendment Right-Of-Way Grant' Serial #AZA-17159.

**Budgetary Details.** Approve the addition of Project T222, Maricopa Road Fence with a budget of \$1,200,000 to the Department of Transportation's FY 2006 TIP (CIP) budget (Year 1), Department (640) Fund (234). Also, approve an amendment to the current FY 2006-10 five-year CIP for Fund (234) – Transportation Capital Projects Fund adopted by the Board on June 20, 2005, by decreasing the FY 2005-06 (Year 1) capital budget for Project T180, Cotton Lane Bridge at Gila River capital budget by \$1,200,000. This decrease will offset the increase requested above for a countywide impact of zero. (C6406158800)

**APPOINTMENTS**

Motion was made by Supervisor Wilcox, seconded by Supervisor Brock, and unanimously carried (5-0) to approve the following appointments. (ADM2358)

**Travel Reduction Program Regional Task Force** – Ms. Sheila Henson and Ms. Michele Serna, representing Supervisorial District 5, whose terms will be effective from ~~January 31~~ February 1, 2006 through January 31, 2008. (C8506015000)

**SETTING OF HEARINGS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the following hearings. All hearings will be held at 301 W. Jefferson, 10<sup>th</sup> Floor, Phoenix, unless otherwise noted:

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- a. **Road File Declaration** – Set a public hearing to declare the following roads into the county highway system for 9:00 a.m., Wednesday, February 15, 2006.
  - i. **Road File No. A174.** In the vicinity of Needle Rock Road from Box Bar Road to the End of Maintenance. (C6406156B00)
  - ii. **Road File No. A173.** In the vicinity of Box Bar Road from Needle Rock Road to Rio Verde Drive. (C6406157000)
- b. **Noise Ordinance P-23** – Re-schedule a public hearing for Wednesday, February 15, 2006, to solicit comments and approve the Maricopa County Noise Ordinance for the unincorporated areas of Maricopa County. Noise at certain levels is detrimental to the health and welfare of Maricopa County citizens. Therefore, Maricopa County has determined that it is in the best interest of its citizens to control noise in a manner that promotes commerce; the use, value, and enjoyment of property; sleep and repose; and environmental quality. This noise ordinance is applicable to a variety of noise sources in unincorporated areas of Maricopa County. The hearing is being rescheduled to meet publishing statutory requirements. (ADM131) (C4406013000)

**HEARING SET - PLANNING AND ZONING CASES**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to schedule a public hearing on any Planning, Zoning and Building Code cases in the unincorporated areas of Maricopa County for February 15, at 9:00 a.m. in the Board of Supervisors Conference Room, 301 W. Jefferson, as follows:

**Z2005085; Z2005106; Z2005113; CPA200502**

**ASRS CLAIMS**

No claims were submitted by the Arizona State Retirement System at this time. (ADM3309-001)

**CANVASS OF ELECTIONS**

Pursuant to A.R.S. §16-642(B), Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept the canvasses of elections submitted by special districts, as follows:

Ocotillo Water Conservation District	ADM4396
Harquahala Valley Power District	ADM4477
Aguila Irrigation District	ADM4312
Camelview Irrigation Water Delivery District #44	ADM4381

**CLASSIFICATION CHANGES**

Pursuant to A.R.S. §42-12054, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept the Assessor's recommendations to change classification and/or reduce the valuation of certain properties which are now owner-occupied. (ADM723)

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<b>PARCEL NO.</b>	<b>YEAR</b>	<b>OWNER</b>	<b>FROM</b>	<b>TO</b>
103-30-056	2003	Jose L Munoz	CI/4	CI/3
103-30-056	2004	Jose L Munoz	CI/4	CI/3
103-30-056	2005	Jose L Munoz	CI/4	CI/3
111-03-018	2003	Council, Chris	CI/4	CI/3
111-03-018	2004	Council, Chris	CI/4	CI/3
111-03-018	2005	Council, Chris	CI/4	CI/3
209-13-432	2004	Mikel Saltsman	CI/4	CI/3
209-13-432	2005	Mikel Saltsman	CI/4	CI/3
211-38-069	2003	C Dennis Green	CI/4	CI/3
211-38-069	2004	C Dennis Green	CI/4	CI/3
211-38-069	2005	C Dennis Green	CI/4	CI/3
231-10-675	2003	Ana Rosa	CI/4	CI/3
231-10-675	2004	Ana Rosa	CI/4	CI/3
231-10-675	2005	Ana Rosa	CI/4	CI/3
503-59-137c	2003	Marie Brower	CI/4	CI/3
503-59-137c	2004	Marie Brower	CI/4	CI/3
503-59-137c	2005	Marie Brower	CI/4	CI/3
506-58-114e	2004	Jason Rediger	CI/4	CI/3
506-58-114e	2005	Jason Rediger	CI/4	CI/3

**CERTIFIED TAX ROLL**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept Certified Tax Roll, in accordance with A.R.S. §42-15153. Detailed information, ownership, full cash values, and supporting data are contained in the files of the Assessor's Office and on magnetic tapes. (ADM703)

**DONATIONS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to accept the donation reports received from county departments for December 2005 as on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (ADM1810-001)

<b>Department</b>	<b>Cash Donation Amount</b>
Sheriff	\$1,216.00

**DUPLICATE WARRANTS**

Necessary affidavits having been filed pursuant to A.R.S. §11-632, motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve requests that duplicate warrants be issued to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

**COUNTY**

<b>NAME</b>	<b>WARRANT</b>	<b>FUND</b>	<b>AMOUNT</b>
Lillie Ames	350563290	Expense	\$31.67
Lillie Ames	350563291	Expense	\$270.00

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Joseph H Roth	360511655	Expense	\$350.00
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**SCHOOLS**

<b>NAME</b>	<b>SCHOOL</b>	<b>WARRANT</b>	<b>AMOUNT</b>
Martin Aguirre	Littleton SD	160053693	\$560.23
Carol Cavanaugh	Madison SD #38	160039269	\$189.95
James Jenkins	Roosevelt SD #66	160056574	\$910.86
Leigh S Bureson	Fountain Hills Unifies SD #98	160008771	\$595.93
DeVika Lyles	Osborn SD #8	160035798	\$508.68
Water Engineering Services	Fountain Hills Unifies SD #98	460006690	\$900.00
Ebony Bethea	Murphy Elem SD #21	160058973	\$646.04
Raymond Ireland	Murphy Elem SD #21	160058976	\$972.04
Solveig Springer	Roosevelt SD #66	160061182	\$607.55
Antonio Morales	Roosevelt SD #66	160050006	\$700.85
Unisourse	Tolleson Union High SD #214	460064980	\$5,689.90
The Maytag Store	Phoenix Elem SD #1	460044630	\$861.86
Charles Thome	Madison SD #38	160059044	\$166.23
Antelope Union HS	Sentinel SD #71	450123223	\$18,762.50

**PRECINCT COMMITTEEMEN**

There were no requests to approve the appointment or removal of precinct committeemen pursuant to A.R.S. 16-231.B. (ADM1701)

**SECURED TAX ROLL CORRECTIONS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve requests from the Assessor for corrections of the Secured Tax Rolls. (ADM705)

<b>YEAR</b>	<b>FROM</b>	<b>TO</b>	<b>AMOUNT</b>
2002	19243	19246	-\$51,785.64
2001	39956	39956	-\$4,237.40
2002	19248	19290	-\$37,716.44
2001	39958	39959	-\$1,462.94
2003	24999	25072	-\$445,398.24
2004	10523	10703	-\$909,726.36
1997	60001	60001	-\$8,550.51
1997	60002	60002	\$1,738.18
1997	60003	60003	-\$10,398.55
1997	60004	60004	-\$3,697.55
1997	60005	60005	-\$2,420.23
1997	60006	60006	-\$1,374.46
1997	60007	60007	-\$14,613.14
1997	60008	60008	-\$24,060.98
1997	60009	60009	-\$9,717.19
1997	60010	60010	-\$12,883.58
1997	60011	60011	-\$22,554.01
1997	60012	60012	-\$6,531.43
1997	60013	60013	-\$2,139.58

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1997	60014	60014	-\$5,168.02
1997	60015	60015	-\$5,171.39
1997	60016	60016	-\$2,713.22
1997	60017	60017	-\$4,530.73
1997	60018	60018	-\$11,167.80
1997	60019	60019	-\$20,397.80
1997	60020	60020	-\$41,334.88
1997	60021	60021	-\$15,492.74
1997	60022	60022	-\$21,474.32
1997	60023	60023	-\$16,122.58
1997	60024	60024	-\$3,764.10
1997	60025	60025	-\$3,253.54
1997	60026	60026	-\$25,565.43
1997	60027	60027	-\$6,505.16
1997	60028	60028	-\$15,329.36
1997	60029	60029	-\$10,577.94
1997	60030	60030	-\$6,078.82
1997	60031	60031	-\$2,706.49
1997	60032	60032	-\$3,328.61
1997	60033	60033	-\$7,008.82
1997	60034	60034	-\$10,001.07
1997	60035	60035	-\$401.76
1997	60036	60036	\$2,092.26
1997	60037	60037	-\$13,970.94
1997	60038	60038	-\$5,127.22
1997	60039	60039	-\$10,761.73
1997	60040	60040	-\$590.34
1997	60041	60041	-\$40,509.50
1997	60042	60042	-\$41,350.28
1997	60043	60043	-\$6,400.48
1997	60044	60044	-\$8,417.78
1997	60045	60045	-\$5,633.52
1997	60046	60046	-\$2,852.97
1997	60047	60047	-\$54,036.27
1997	60048	60048	-\$566.39
1997	60049	60049	-\$14,544.87
1997	60006	60006	-\$1,374.46
1997	60017	60017	-\$1,953.37
1997	60022	60022	-\$7,666.51
1998	60050	60050	-\$657.64
1998	60051	60051	-\$1,690.62
1998	60052	60052	-\$3,541.56
1998	60053	60053	-\$1,307.68
1998	60054	60054	-\$7,148.62
1998	60055	60055	-\$2,255.62
1998	60056	60056	-\$1,231.20
1998	60057	60057	-\$632.16
1998	60058	60058	-\$616.26
1998	60059	60059	-\$1,743.12
1998	60060	60060	-\$8,178.94

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1998	60061	60061	-\$9,474.26
1998	60062	60062	-\$1,766.46
1998	60063	60063	-\$5,318.70
1998	60064	60064	-\$2,212.24
1998	60065	60065	-\$6,739.72
1998	60066	60066	-\$3,483.72
1998	60067	60067	-\$3,334.42
1998	60068	60068	-\$20,923.86
1998	60069	60069	-\$6,317.60
1998	60070	60070	-\$3,638.30
1998	60071	60071	-\$313.10
1998	60072	60072	-\$1,379.92
1998	60073	60073	-\$1,842.46
1998	60074	60074	-\$796.22
1998	60075	60075	-\$2,725.22
1998	60076	60076	-\$5,072.70
1998	60077	60077	-\$5,526.92
1998	60078	60078	-\$4,083.66
1998	60079	60079	-\$3,451.56
1998	60080	60080	-\$759.32
1998	60081	60081	-\$656.26
1998	60082	60082	-\$10,482.40
1998	60083	60083	-\$1,950.20
1998	60084	60084	-\$4,003.92
1998	60085	60085	-\$4,412.00
1998	60086	60086	-\$1,587.74
1998	60087	60087	-\$392.86
1998	60088	60088	-\$2,842.54
1998	60089	60089	-\$2,040.26
1998	60090	60090	-\$3,149.28
1998	60091	60091	-\$1,362.38
1998	60092	60092	-\$2,425.86
1998	60093	60093	-\$9,131.56
1998	60094	60094	-\$9,321.18
1998	60095	60095	-\$2,597.88
1998	60096	60096	-\$2,976.00
1998	60097	60097	-\$1,269.88
1998	60098	60098	-\$774.24
1998	60099	60099	-\$7,999.54
1998	60100	60100	-\$6,282.22
1999	60101	60101	-\$745.66
1999	60102	60102	-\$1,265.80
1999	60103	60103	-\$3,965.84
1999	60104	60104	-\$1,434.48
1999	60105	60105	-\$8,047.82
1999	60106	60106	-\$2,539.36
1999	60107	60107	-\$1,386.10
1999	60108	60108	-\$569.52
1999	60109	60109	-\$1,745.06
1999	60110	60110	-\$8,291.10



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1999	60111	60111	-\$880.10
1999	60112	60112	-\$3,805.03
1999	60113	60113	-\$2,401.60
1999	60114	60114	-\$7,320.96
1999	60115	60115	-\$2,580.14
1999	60116	60116	-\$1,642.86
1999	60117	60117	-\$5,599.08
1999	60118	60118	-\$238.40
1999	60119	60119	-\$1,425.58
1999	60120	60120	-\$1,697.02
1999	60121	60121	-\$867.34
1999	60122	60122	-\$2,968.70
1999	60123	60123	-\$5,052.54
1999	60124	60124	-\$9,991.02
1999	60125	60125	-\$3,675.08
1999	60126	60126	-\$587.54
1999	60127	60127	-\$523.64
1999	60128	60128	-\$8,003.26
1999	60129	60129	-\$2,195.54
1999	60130	60130	-\$5,291.50
1999	60131	60131	-\$1,247.60
1999	60132	60132	-\$7.84
1999	60133	60133	-\$2,321.06
1999	60134	60134	-\$1,472.68
1999	60135	60135	-\$2,622.16
1999	60136	60136	-\$9,870.34
1999	60137	60137	-\$10,075.30
1999	60138	60138	-\$2,808.00
1999	60139	60139	-\$3,216.78
1999	60140	60140	-\$1,184.84
1999	60141	60141	-\$546.04
1999	60142	60142	-\$5,999.92
2000	60163	60163	-\$119.60
2000	60164	60164	-\$5,092.30
2000	60165	60165	-\$224.28
2000	60166	60166	-\$8.70
2000	60167	60167	-\$668.72
2000	60168	60168	-\$10,244.24
2000	60169	60169	-\$9,856.06
2000	60170	60170	-\$1,356.92
2000	60171	60171	\$1,254.04
2000	60172	60172	-\$458.98
2000	60173	60173	-\$6,732.28
2005	60174	60174	-\$12,464.19
2005	60175	60175	-\$3,527,262.49
2005	60176	60176	\$3,813,626.84

[Clerk's Note – This is not an official part of the minutes: Nos. 60065, 60056 and 60075 were amended on March 1, 2006.]

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**SETTLEMENT OF TAX CASES**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve the settlement of tax cases dated January 18, 2006. (ADM704)

**2004**

TX 2004-000135

**2004/2005**

TX 2003-000757

**2005**

CV2004-023001

ST 2005-000029

TX 2004-000597

TX 2004-000809

TX 2004-000907

**2005/2006**

TX 2004-000941

**2006**

ST 2005-000027

TX 2005-050164

TX 2005-050192

TX 2005-050201

TX 2005-050218

**STALE DATED WARRANTS**

No warrants were presented for approval at this time. (ADM1816)

**TAX ABATEMENTS**

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and unanimously carried (5-0) to approve requests for tax abatements from the Treasurer's Office. (ADM708)

<b>Parcel #</b>	<b>Year</b>	<b>Proposed Abatement</b>
155-33-181	1994	\$652.14
155-33-181	1995	\$624.58
155-33-181	1996	\$532.03
155-33-181	1997	\$521.49
155-33-181	1998	\$126.03
155-33-181	1999	\$116.15
155-33-181	2000	\$103.35
155-33-181	2001	\$90.97
155-33-181	2003	\$98.81
155-33-181	2004	\$71.91
155-33-181	2005	\$61.32
155-33-240	1994	\$352.28
155-33-240	1995	\$324.49
155-33-240	1996	\$278.45
155-33-240	1997	\$271.63
155-33-240	1998	\$80.10
155-33-240	1999	\$72.22
155-33-240	2000	\$64.55
155-33-240	2001	\$57.07
155-33-240	2003	\$88.81
155-33-240	2004	\$62.98

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155-33-240	2005	\$55.14
155-33-237	1994	\$352.28
155-33-237	1995	\$324.49
155-33-237	1996	\$278.45
155-33-237	1997	\$271.63
155-33-237	1998	\$80.10
155-33-237	1999	\$72.22
155-33-237	2000	\$64.55
155-33-237	2001	\$57.07
155-33-237	2003	\$88.81
155-33-237	2004	\$62.98
155-33-237	2005	\$55.14
155-33-239	1994	\$352.28
155-33-239	1995	\$324.49
155-33-239	1996	\$278.45
155-33-239	1997	\$271.63
155-33-239	1998	\$80.10
155-33-239	1999	\$72.22
155-33-239	2000	\$64.55
155-33-239	2001	\$57.07
155-33-239	2003	\$88.81
155-33-239	2004	\$62.98
155-33-239	2005	\$55.14
155-33-289	1994	\$352.28
155-33-289	1995	\$339.92
155-33-289	1996	\$278.45
155-33-289	1997	\$271.63
155-33-289	1998	\$80.10
155-33-289	1999	\$72.22
155-33-289	2000	\$64.55
155-33-289	2001	\$40.80
155-33-289	2003	\$88.81
155-33-289	2004	\$62.98
155-33-289	2005	\$55.14
155-33-290	1994	\$352.28
155-33-290	1995	\$339.92
155-33-290	1996	\$278.45
155-33-290	1997	\$271.63
155-33-290	1998	\$80.10
155-33-290	1999	\$72.22
155-33-290	2000	\$64.55
155-33-290	2001	\$40.80
155-33-290	2003	\$88.81
155-33-290	2004	\$62.98
155-33-290	2005	\$55.14

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104-53-002R	2003	\$1,926.78
104-53-002R	2004	\$947.48
104-53-002R	2005	\$872.82
921-05-736	1996	\$504.55
901-16-070	1996	\$306.87
300-45-226	1997	\$20,784.65
155-33-179	1994	\$467.04
155-33-179	1995	\$403.84
155-33-179	1996	\$364.49
155-33-179	1997	\$332.33
155-33-179	1998	\$89.75
155-33-179	1999	\$82.73
155-33-179	2000	\$73.83
155-33-179	2001	\$65.22
155-33-179	2003	\$91.12
155-33-179	2004	\$65.00
155-33-179	2005	\$57.01
155-33-177	1994	\$386.78
155-33-177	1995	\$329.51
155-33-177	1996	\$303.45
155-33-177	1997	\$271.63
155-33-177	1998	\$80.10
155-33-177	1999	\$72.22
155-33-177	2000	\$64.55
155-33-177	2001	\$57.07
155-33-177	2003	\$88.81
155-33-177	2004	\$62.98
155-33-177	2005	\$55.14
155-33-176	1994	\$467.04
155-33-176	1995	\$403.84
155-33-176	1996	\$364.49
155-33-176	1997	\$332.33
155-33-176	1998	\$89.75
155-33-176	1999	\$82.73
155-33-176	2000	\$73.83
155-33-176	2001	\$65.22
155-33-176	2003	\$91.12
155-33-176	2004	\$65.00
155-33-176	2005	\$57.01
155-33-172	1994	\$424.87
155-33-172	1995	\$397.69
155-33-172	1996	\$339.49
155-33-172	1997	\$332.33
155-33-172	1998	\$89.75
155-33-172	1999	\$82.73

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155-33-172	2000	\$73.83
155-33-172	2001	\$65.22
155-33-172	2003	\$91.12
155-33-172	2004	\$65.00
155-33-172	2005	\$57.01
155-33-169	1986	\$639.99
155-33-169	1987	\$679.77
155-33-169	1988	\$692.62
155-33-169	1989	\$662.32
155-33-169	1990	\$753.45
155-33-169	1991	\$644.28
155-33-169	1992	\$611.95
155-33-169	1993	\$581.48
155-33-169	1994	\$806.47
155-33-169	1995	\$755.05
155-33-169	1996	\$620.59
155-33-169	1997	\$582.85
155-33-169	1998	\$133.70
155-33-169	1999	\$97.88
155-33-169	2000	\$128.35
155-33-169	2001	\$90.97
155-33-169	2003	\$98.81
155-33-169	2004	\$71.91
155-33-169	2005	\$61.32
155-33-163	1994	\$352.28
155-33-163	1995	\$324.49
155-33-163	1996	\$278.45
155-33-163	1997	\$271.63
155-33-163	1998	\$80.10
155-33-163	1999	\$72.22
155-33-163	2000	\$64.55
155-33-163	2001	\$57.07
155-33-163	2003	\$88.81
155-33-163	2004	\$62.98
155-33-163	2005	\$55.14
155-33-162	1994	\$324.40
155-33-162	1995	\$422.69
155-33-162	1996	\$339.49
155-33-162	1997	\$332.33
155-33-162	1998	\$89.75
155-33-162	1999	\$82.73
155-33-162	2000	\$73.83
155-33-162	2001	\$65.22
155-33-162	2003	\$91.12
155-33-162	2004	\$65.00

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155-33-162	2005	\$57.01
155-33-288	1994	\$424.87
155-33-288	1995	\$417.21
155-33-288	1996	\$339.49
155-33-288	1997	\$332.33
155-33-288	1998	\$89.75
155-33-288	1999	\$82.73
155-33-288	2000	\$73.83
155-33-288	2001	\$65.22
155-33-288	2003	\$91.12
155-33-288	2004	\$65.00
155-33-288	2005	\$57.01
155-33-238	1994	\$424.87
155-33-238	1995	\$397.69
155-33-238	1996	\$339.49
155-33-238	1997	\$332.33
155-33-238	1998	\$89.75
155-33-238	1999	\$82.73
155-33-238	2000	\$73.83
155-33-238	2001	\$65.22
155-33-238	2003	\$91.12
155-33-238	2004	\$65.00
155-33-238	2005	\$57.01
155-33-180	1994	\$424.87
155-33-180	1995	\$397.69
155-33-180	1996	\$339.49
155-33-180	1997	\$332.33
155-33-180	1998	\$89.75
155-33-180	1999	\$82.73
155-33-180	2000	\$73.83
155-33-180	2001	\$65.22
155-33-180	2003	\$91.12
155-33-180	2004	\$65.00
155-33-180	2005	\$57.01
155-33-250	1994	\$549.54
155-33-250	1995	\$522.03
155-33-250	1996	\$445.12
155-33-250	1997	\$435.95
155-33-250	1998	\$109.94
155-33-250	1999	\$101.39
155-33-250	2000	\$90.30
155-33-250	2001	\$79.62
155-33-250	2003	\$95.40
155-33-250	2004	\$68.91
155-33-250	2005	\$60.88

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155-33-241	1994	\$549.54
155-33-241	1995	\$522.03
155-33-241	1996	\$445.12
155-33-241	1997	\$435.95
155-33-241	1998	\$109.94
155-33-241	1999	\$101.39
155-33-241	2000	\$90.30
155-33-241	2001	\$79.62
155-33-241	2003	\$95.40
155-33-241	2004	\$68.91
155-33-241	2005	\$60.88
155-33-248	1994	\$549.54
155-33-248	1995	\$522.03
155-33-248	1996	\$445.12
155-33-248	1997	\$435.95
155-33-248	1998	\$109.94
155-33-248	1999	\$101.39
155-33-248	2000	\$90.30
155-33-248	2001	\$79.62
155-33-248	2003	\$95.40
155-33-248	2004	\$68.91
155-33-248	2005	\$60.88
155-33-247	1994	\$549.54
155-33-247	1995	\$522.03
155-33-247	1996	\$445.12
155-33-247	1997	\$435.95
155-33-247	1998	\$109.94
155-33-247	1999	\$101.39
155-33-247	2000	\$90.30
155-33-247	2001	\$79.62
155-33-247	2003	\$95.40
155-33-247	2004	\$68.91
155-33-247	2005	\$60.88
155-33-244	1994	\$549.54
155-33-244	1995	\$522.03
155-33-244	1996	\$445.12
155-33-244	1997	\$435.95
155-33-244	1998	\$109.94
155-33-244	1999	\$101.39
155-33-244	2000	\$90.30
155-33-244	2001	\$79.62
155-33-244	2003	\$95.40
155-33-244	2004	\$68.91
155-33-244	2005	\$60.88
155-33-243	1994	\$549.54

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155-33-243	1995	\$522.03
155-33-243	1996	\$445.12
155-33-243	1997	\$435.95
155-33-243	1998	\$109.94
155-33-243	1999	\$101.39
155-33-243	2000	\$90.30
155-33-243	2001	\$79.62
155-33-243	2003	\$95.40
155-33-243	2004	\$68.91
155-33-243	2005	\$60.88
155-33-242	1994	\$505.52
155-33-242	1995	\$478.16
155-33-242	1996	\$407.75
155-33-242	1997	\$399.36
155-33-242	1998	\$102.86
155-33-242	1999	\$94.79
155-33-242	2000	\$84.49
155-33-242	2001	\$74.53
155-33-242	2003	\$93.94
155-33-242	2004	\$67.50
155-33-242	2005	\$59.53
155-33-249	1994	\$505.52
155-33-249	1995	\$478.16
155-33-249	1996	\$407.75
155-33-249	1997	\$399.36
155-33-249	1998	\$102.86
155-33-249	1999	\$94.79
155-33-249	2000	\$84.49
155-33-249	2001	\$74.53
155-33-249	2003	\$93.94
155-33-249	2004	\$67.50
155-33-249	2005	\$59.53
155-33-245	1994	\$505.52
155-33-245	1995	\$478.16
155-33-245	1996	\$407.75
155-33-245	1997	\$399.36
155-33-245	1998	\$102.86
155-33-245	1999	\$94.79
155-33-245	2000	\$84.49
155-33-245	2001	\$74.53
155-33-245	2003	\$93.94
155-33-245	2004	\$67.50
155-33-245	2005	\$59.53
155-33-246	1994	\$505.52
155-33-246	1995	\$478.16



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155-33-246	1996	\$407.75
155-33-246	1997	\$399.36
155-33-246	1998	\$102.86
155-33-246	1999	\$94.79
155-33-246	2000	\$84.49
155-33-246	2001	\$74.53
155-33-246	2003	\$93.94
155-33-246	2004	\$67.50
155-33-246	2005	\$59.53
155-33-236	1994	\$505.52
155-33-236	1995	\$478.16
155-33-236	1996	\$407.75
155-33-236	1997	\$399.36
155-33-236	1998	\$102.86
155-33-236	1999	\$94.79
155-33-236	2000	\$84.49
155-33-236	2001	\$74.53
155-33-236	2003	\$93.94
155-33-236	2004	\$67.50
155-33-236	2005	\$59.53
155-33-291	1994	\$424.87
155-33-291	1995	\$417.21
155-33-291	1996	\$339.49
155-33-291	1997	\$332.33
155-33-291	1998	\$89.75
155-33-291	1999	\$82.73
155-33-291	2000	\$73.83
155-33-291	2001	\$44.96
155-33-291	2003	\$91.12
155-33-291	2004	\$65.00
155-33-291	2005	\$57.01
155-33-165	1994	\$467.04
155-33-165	1995	\$403.84
155-33-165	1996	\$364.49
155-33-165	1997	\$332.33
155-33-165	1998	\$89.75
155-33-165	1999	\$82.73
155-33-165	2000	\$73.83
155-33-165	2001	\$65.22
155-33-165	2003	\$91.12
155-33-165	2004	\$65.00
155-33-165	2005	\$57.01

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**CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS**

Blue Crowley, citizen, cited past efforts by Chairman Stapley and others to show what can be done when there is a seamless and integrated system that is multi-modal. He stated that the Regional Transportation System being constructed and installed in Maricopa County does not fulfill its promise of being seamless and inter-modal. He said, "West Roosevelt has met all the criteria for having bus service, 'color and economics,' and it still isn't being addressed." He added that RPTA, MAG and Valley Metro need to start listening to input given by the citizens who are paying for the new transportation system with their tax monies. (ADM605)

**SUPERVISORS'/COUNTY MANAGER'S SUMMARY OF CURRENT EVENTS**

Supervisor Brock commented on the 30-year employment awards recognized earlier in the meeting and said that the Board is very pleased to be able to regularly recognize the long-term employees of the County for their outstanding performance and loyalty. He also referred to a luncheon he attended the previous day where the Arizona Quality Awards Group recognized the County as a whole and five County Departments had received awards. He reported that Parks and Recreation received the Pioneer Award and added that the Maricopa County Parks Department is the largest municipal park system in the country. He said that 13 County Departments had been submitted for recognition and the following four had also won awards: Transportation, Adult Probation, Animal Care and Control and the Office of Legal Advocate. He congratulated all. (ADM606)

Supervisor Wilson, announced that he had attended a recent function at the Sun Dome and received many accolades from the public on the County's having taken this facility over in an effort to "reinvent" it for residents to use. He also commented on his impressions as a young man when Rev. Martin Luther King had organized the first March and how it has impacted the country.

Supervisor Kunasek said that he and Chairman Stapley had attended the National Association of Counties (NACo) meeting in Washington D.C. recently and reported that it had been one of the most fascinating experiences he has ever had. He said that the speakers he heard were a testament to their leadership. They also met with many dignitaries including Supreme Court Justice Scalia, Attorney General Gonzales, and Mr. Walters, the Drug "Czar" and he had learned much from hearing their point of view on a national level on various issues.

Chairman Stapley explained that Supervisor Kunasek had attended the national NACo meeting as the President of the State Association of County Supervisors and had represented the elected county officials in the State. He said that all 50 state presidents are now in Phoenix for a presentation and orientation in a near-capacity meeting, as representatives of their local county elected officials. He commented, "There are some exciting things that we are doing relating to transportation, and on many homeless security issues," in a very positive vein. He added that they also have noted some negative things to deal with such as the extreme partisanship being exhibited in Congress. He hoped the united and cooperative manner in which local and county governments are working together across the country would "push against that tide" and force some better collaboration for them to also work across party lines in Washington. He said that NACo is working towards things that people want, such as immigration reform and methamphetamine awareness and education of the public on its dangers.

Supervisor Wilcox spoke on the Diversity Day celebration Maricopa County has planned for Thursday, January 26<sup>th</sup>, reminding employees to attend. She also remarked on several items in the Governor's budget as they apply to the County.

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David Smith said the County has a very aggressive Strategic Plan with seven strategic priorities and 28 goals that will be offered to the Board and the people very soon.

(Note: The following matters are of a quasi-judicial matter and the Board will review the Hearing Officer's decision in each case to determine if sufficient evidence was presented to the Hearing Officer to support the decision and whether a procedural error may have occurred. New evidence is not considered at these hearings.)

**CODE ENFORCEMENT REVIEW – JEFF RUDEK**

This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2003-00657, Jeff Rudek. This item is continued from August 24, 2005, September 21, 2005, and November 2, 2005. (Supervisory District 1) (ADM3417-030)

Darren Gerard said Mr. Rudek acquired this residential property in May 2002 and began building a home addition without permits. The case went to a zoning officer in August 2004 and Mr. Rudek was fined \$300 plus \$30 per diem. Within two months Mr. Rudek applied for needed permits. Mr. Gerard said, "Accrued fines to date total \$15,300." He admitted that there have been delays in staff's processing of these permits and he suggested a more appropriate total fine would be \$7,200. He added, "Staff recommends the zoning hearing officer's judgment be upheld and that accruing fines be capped at \$5,000 if compliance is achieved by the end of May."

Supervisor Brock asked what staff had found to be the primary reason for this case to drag on for 2½ years.

Mr. Gerard said that submittals have been turned in by the applicant but, "but there seems to be a difference of opinion as to whether or not the applicant should provide construction drawings for the single family home addition. It's quite evident that the site was re-roofed, the applicant claims it was just a re-roof and they should just provide re-roofing plans, but we have no record there was ever a building permit for any type of addition." He also suspects that a patio may have been covered and enclosed. He said that this would be a single family home addition and full plans would be required. He said that the applicants' plans had been misplaced, one time for several months.

Supervisor Wilson asked if the building that has been done has been inspected as to code. Mr. Gerard replied that there has been no inspection because the permit has not been issued.

Mr. Rudek said he had met with planning staff on October 4 and he had explained that the addition already on the house had a flat roof that was leaking and he replaced the roof with a manufactured truss roof and he didn't believe that replacing the roof was an addition. He had received a list of what staff wanted him to do at the October 4 meeting and had submitted plans. On January 12 (last week) he received a fax from the County saying his plans were no good. He said there was no permit on his house and that no other house in Trail's End Estates has a permit. He asked, "What do you justify as to what's permitted and what's not permitted?" He said his house had been built in the 1970s and he had gone to the County and asked to see the permit on his house and none could be found. He said his next-door neighbor had built a large garage in the middle of his yard and it had only taken him two months to be approved. "I only put on a little 17x17 foot shed in the far setback" (and it's taken more than two years).

Chairman Stapley said that the question at hand is whether or not Mr. Rudek had violated the zoning code and ordinances by building without a permit.

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Supervisor Kunasek asked, "Why wouldn't we just continue this item until May (31<sup>st</sup>) and give final consideration to the fines at that point."

Chairman Stapley said that at some point the hearing officer's decision must be upheld or not.

On request, Mr. Gerard clarified what would happen if compliance is not met by May 31. He said, "The fines will be continuing to accrue but if compliance is verified by that date the fines would be capped. We would have to turn it over to the County Attorney's Office to seek collection of the accruing fines."

Supervisor Wilcox asked if the end of May would give adequate time to get this through the planning process.

Mr. Gerard said that if the applicant makes a timely resubmittal we will instruct the planner-review-staff to rush this review.

Supervisor Brock said that it has been learned from staff that a series of errors with long delays of weeks or months has occurred on these submittals without them receiving any attention and suggested accepting Supervisor Kunasek's suggestion to hold back deciding the fines until May 31. He commented that the amount of time it takes to process these applications is most frustrating. He added, "Mr. Rudek is indicating by shaking his head that, given the history, the end of May would not be adequate time." He asked that the \$5,000 not be collected until after the end of May and then consideration be given at that time on imposing the full fine. He asked that planning give this their full attention.

Supervisor Wilson asked if compliance is reached by the end of May if there was further need for Mr. Rudek to appear again before this Board. Mr. Gerard said, "If you uphold the hearing officer's judgment and cap the fines at \$5,000 if compliance is verified by May 31, they would not come back before you and would only come back before you if you continue this item."

Chairman Stapley asked how many times this case has been before this Board. Mr. Gerard said "three times since August 24, 2005."

Chairman Stapley said that the money part wasn't as important to him as upholding the hearing officer and this may be the last time to uphold the County's hearing officer in this case.

Supervisor Brock replied, "The thing that I find more uncomfortable with hearing officers fines is when we're polluting the air or manure is washing off into a water supply or irrigation system. Here you've got minor violations of, just, structures, set backs and the replacing a flat roof with a pitched roof. What I worry about the most is the ill-will it may be setting off ... and neighbors getting into a domino-effect of ... neighbors turning in neighbors." He believed that the Board should act as peace makers to create positive feelings in communities. Discussion continued on these issues.

Motion was made by Supervisor Brock, seconded by Supervisor Wilcox, and carried by majority vote (4-1), Supervisor Wilson voted 'nay,' to recognize the hearing officers recommendation and waive the fine until May 31. If on that date full compliance is met there would be no fines, if there is any violation the full fine would be in force.

**CODE ENFORCEMENT REVIEW – LEE TRUST**

This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2005-00841, Lee Trust. (Supervisory District 4) (ADM3417-033)

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Darren Gerard said this is an abatement violation filed on August 5, 2005, for the accumulation of combustible weeds. On October 11, a hearing officer found responsibility and fined the respondent \$300 plus \$30 per diem, which to date totals \$3,210. Lee Trust is the lien holder, fee title owner and taxpayer for this property. Staff recommends upholding the hearing officer's judgment.

The Clerk said that notification was received that due to scheduling conflicts there would be no representation by the respondent at this meeting.

Supervisor Wilson said an elderly person in poor health lives in the house on that lot and the question was whether the trust would pay for this fine. However, he felt that notification had been given, it had been properly advertised and the weeds in the yard did present a risk and hazard to the house and the neighborhood.

Motion was made by Supervisor Wilson, seconded by Supervisor Kunasek, and unanimously carried (5-0) to uphold the hearing officer's judgment and to waive the fines if the property is cleaned up within 90 days.

**PLANNING AND ZONING AGENDA**

David Smith left the dais at the end of this portion of the Board meeting. All Board Members, as listed above, remained in session. Darren Gerard, Deputy Planning and Development Director, and Terry Eckhardt, Deputy County Attorney, came forward to present the following Planning and Zoning cases. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

**CONSENT AGENDA DETAIL:**

- |           |                   |   |
|-----------|-------------------|---|
| <b>1.</b> | <b>S2005-014</b>  | <b>District 4</b>   |
|           | <b>Applicant:</b> | Adobe West Construction, Inc.   |
|           | <b>Location:</b>  | Southeast corner of Maryland Avenue and Dysart Road (in the Glendale area)                  |
|           | <b>Request:</b>   | Final Plat in the R1-18 RUPD zoning district for Dysart Village (approx. 29.45 gross acres) |

Motion was made by Director Wilcox, seconded by Director Kunasek, and unanimously carried (5-0) to approve this final plat.

**MEETING ADJOURNED**

There being no further business to come before the Board, the meeting was adjourned.

\_\_\_\_\_  
Don Stapley, Chairman of the Board

ATTEST:

\_\_\_\_\_  
Lori Pacini, Deputy Clerk of the Board